

## **IC 2-3-9**

### **Chapter 9. Employment of Attorneys for Litigation**

## **IC 2-3-9-1**

### **Litigation excluded by chapter**

Sec. 1. This chapter does not apply to litigation covered by IC 2-3-8.

*As added by P.L.2-1994, SEC.1.*

## **IC 2-3-9-2**

### **Lawsuits against state representatives; employment of attorneys to defend; costs**

Sec. 2. (a) This section applies if any of the following occurs:

- (1) An individual is sued in the individual's capacity as a state representative.
- (2) An individual is sued in the individual's capacity as an agent of the Indiana house of representatives.
- (3) The Indiana house of representatives is sued as a body.

(b) Notwithstanding IC 4-6, the speaker of the house of representatives may employ one (1) or more attorneys necessary to defend a lawsuit described in subsection (a) without obtaining the consent of the attorney general. If a member or an agent of the minority party of the house of representatives is a defendant in the lawsuit, the speaker shall consult with the minority leader of the house of representatives before employing an attorney under this section.

(c) The costs of employing an attorney under this section shall be paid from appropriations made to the house of representatives and shall be considered a necessary expenditure of the house of representatives.

*As added by P.L.2-1994, SEC.1.*

## **IC 2-3-9-3**

### **Lawsuits against state senators; employment of attorneys to defend; costs**

Sec. 3. (a) This section applies if any of the following occurs:

- (1) An individual is sued in the individual's capacity as a state senator.
- (2) An individual is sued in the individual's capacity as an agent of the Indiana senate.
- (3) The Indiana senate is sued as a body.

(b) Notwithstanding IC 4-6, the president pro tempore of the senate may employ one (1) or more attorneys necessary to defend a lawsuit described in subsection (a) without obtaining the consent of the attorney general. If a member or an agent of the minority party of the senate is a defendant in the lawsuit, the president pro tempore shall consult with the minority leader of the senate before employing an attorney under this section.

(c) The costs of employing attorneys under this section shall be paid from appropriations made to the senate and shall be considered

a necessary expenditure of the senate.  
*As added by P.L.2-1994, SEC.1.*